

House File 2283 - Introduced

HOUSE FILE 2283
BY COMMITTEE ON NATURAL
RESOURCES

(SUCCESSOR TO HF 2066)

A BILL FOR

1 An Act relating to carrying a firearm while operating or riding
2 on a snowmobile or an all-terrain vehicle.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321G.13, subsection 2, Code 2016, is
2 amended to read as follows:

3 2. a. A Except as provided in paragraphs "b" and "c", a
4 person shall not operate or ride a snowmobile with a firearm in
5 the person's possession unless it is unloaded and enclosed in a
6 carrying case.

7 b. However, a A nonambulatory person may carry an uncased
8 and unloaded firearm while operating or riding a snowmobile.

9 c. (1) A person may operate or ride on a snowmobile with
10 a loaded firearm, whether concealed or not, if the person has
11 in the person's possession and displays to a peace officer on
12 demand a valid permit to carry weapons which has been issued
13 to the person, and the person's conduct is within the limits
14 of that permit.

15 (2) A person may operate or ride on a snowmobile with a
16 loaded firearm, whether concealed or not, without a permit to
17 carry weapons, if the person operates or rides on land owned or
18 possessed by the person, and the person's conduct is otherwise
19 lawful.

20 Sec. 2. Section 321I.14, subsection 2, Code 2016, is amended
21 to read as follows:

22 2. a. A Except as otherwise provided in this paragraph, a
23 person shall not operate or ride an all-terrain vehicle with a
24 firearm in the person's possession unless it is unloaded and
25 enclosed in a carrying case.

26 (1) However, a A nonambulatory person may carry an uncased
27 and unloaded firearm while operating or riding an all-terrain
28 vehicle.

29 (2) A person may operate or ride on an all-terrain vehicle
30 with a loaded firearm, whether concealed or not, if the person
31 has in the person's possession and displays to a peace officer
32 on demand a valid permit to carry weapons which has been issued
33 to the person, and the person's conduct is within the limits
34 of that permit.

35 (3) A person may operate or ride on an all-terrain vehicle

1 with a loaded firearm, whether concealed or not, without a
2 permit to carry weapons, if the person operates or rides on
3 land owned or possessed by the person, and the person's conduct
4 is otherwise lawful.

5 b. A person shall not discharge a firearm from an
6 all-terrain vehicle when hunting or attempting to hunt game
7 as defined in section 481A.1 or protected nongame species as
8 described in section 481A.42.

9 EXPLANATION

10 The inclusion of this explanation does not constitute agreement with
11 the explanation's substance by the members of the general assembly.

12 This bill relates to carrying a firearm while operating or
13 riding a snowmobile or an all-terrain vehicle.

14 The bill amends Code sections 321G.13(2) and 321I.14(2)
15 to allow a person to operate or ride on a snowmobile or an
16 all-terrain vehicle with a loaded firearm, whether concealed or
17 not, if the person has in the person's possession and displays
18 to a peace officer on demand a valid permit to carry weapons
19 which has been issued to the person, and the person's conduct
20 is within the limits of that permit.

21 The bill allows a person to operate or ride a snowmobile or
22 all-terrain vehicle with a loaded firearm, whether concealed or
23 not, without a permit to carry weapons, if the person operates
24 or rides on land owned or possessed by the person, and the
25 person's conduct is otherwise lawful.

26 The bill also prohibits a person from discharging a firearm
27 from an all-terrain vehicle when hunting or attempting to hunt
28 game as defined in Code section 481A.1 or protected nongame
29 species as described in Code section 481A.42. Current Code
30 section 481A.120 already prohibits a person from hunting from
31 a snowmobile.

32 Current law provides that a person shall not operate or ride
33 on a snowmobile or an all-terrain vehicle with a firearm in the
34 person's possession unless it is unloaded and enclosed in a
35 carrying case. However, a nonambulatory person may carry an

1 uncased and unloaded firearm while operating or riding on a
2 snowmobile or an all-terrain vehicle.

3 A person who violates Code section 321G.13(2) or 321I.14(2)
4 commits a simple misdemeanor punishable as a scheduled fine in
5 the amount of \$100 pursuant to Code section 805.8B(2)(b)(3) or
6 (2A)(b)(3), as applicable.